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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Dany Berube et al.  
APPLICATION NO.: 10/602,372  
FILING DATE: June 23, 2003  
TITLE: Clamp Accessory and Method for an Ablation Instrument  
EXAMINER: Amanda S. Adams  
GROUP ART UNIT: 3731  
ATTY. DKT. NO.: 23488-09191

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below:

Dated: 8/2/06

By: Albert C. Smith, Reg. No.: 20,355

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Under 37 CFR §§ 1.56 and 1.97-98

SIR:

Pursuant to the provisions of 37 CFR §§ 1.56 and 1.97-98, enclosed herewith is modified form PTO/SB/08A listing references for consideration by the Examiner.

The filing of this Information Disclosure Statement shall not be construed as a representation regarding the completeness of the list of references, or that inclusion of a reference in this list is an admission that it is prior art or is pertinent to this application, or that a search has been made, or as an admission that the information listed is, or may be considered to be, material to patentability, or that no other material information exists, and shall not be construed as an admission against interest in any manner.

This Information Disclosure Statement is being filed:

- ☐ within three months of the filing date of the application, or date of entry into the national stage of an international application, or before the mailing date of a first office action on the merits, whichever event last occurred;
- ☐ before the mailing of a first official action after the filing of a request for continued examination (RCE) under 37 CFR § 1.114;

- ☒ after three months of the filing date of this national application or the date of entry of the national stage in an international application, or after the mailing date of the first official action on the merits, whichever event last occurred, but before the mailing date of the first to occur of either: (1) a final action under 37 CFR § 1.113; or (2) an action that otherwise closes prosecution in the application, and:
  - ☒ attached hereto is the fee set forth under 37 CFR § 1.17(p) for submission of this Information Disclosure Statement under 37 CFR § 1.97(c); OR
  - ☐ Applicant certifies pursuant to 37 CFR § 1.97(e) that:
    - ☐ each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement; OR
    - ☐ no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing this certification after making reasonable inquiry, no item of information contained in this Statement was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement;
- ☐ on or before the payment of the issue fee but after the mailing date of the first to occur of either: (1) a final action under 37 CFR § 1.113; (2) a notice of allowance under 37 CFR § 1.311; or (3) an action that otherwise closes prosecution in the application, and:
  - ☐ Applicant certifies pursuant to 37 CFR § 1.97(e) that:
    - ☐ each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement;
    - ☐ no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing this

certification after making reasonable inquiry, no item of information contained in this Statement was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement; AND

- ☐ attached hereto is the fee set forth under 37 CFR § 1.17(p) for submission of this Information Disclosure Statement under 37 CFR § 1.97(d); OR
- ☐ after the payment of the issue fee. Applicant requests that the information contained in this Information Disclosure Statement be placed in the file according to 37 CFR § 1.97(i), although the information may not be considered by the USPTO.
- ☐ Enclosed is a copy of each listed reference that may be material to the examination of this application, and for which there may be a duty to disclose.
- ☐ This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application No. \_\_\_\_\_, filed on \_\_\_\_\_, and the references cited therein are hereby referenced, but are not required to be provided in this application under 37 CFR § 1.98(d).
- ☒ Copies of any foreign patent documents and non-patent literature cited herein are enclosed.
- ☐ Each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application, and the communication was not received by any individual designated in 37 CFR § 1.56(c) more than thirty days prior to the filing of this Information Disclosure Statement. 37 CFR § 1.704(d).
- ☐ Applicant submits that no fee is required for the consideration of this Information Disclosure Statement.

Consideration of the listed references and favorable action are solicited.

Respectfully submitted,  
DANY BERUBE ET AL.

Dated: 8/2/06

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<b>Application No.</b>	10/602,372
<b>Filing Date</b>	June 23, 2003
<b>First Named Inventor</b>	Dany Berube
<b>Art Unit</b>	3731
<b>Examiner Name</b>	Amanda S. Adams
<b>Attorney Docket Number</b>	23488-09191

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U.S. PATENT DOCUMENTS				
		Document No.		
Examiner Initials*	Cite No. <sup>1</sup>	Number – Kind Code <sup>2</sup> (if known)	Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
	A1	US-2005/0075629 A1	04-05-2005	Chapelon et al.
	A2	US-2003/0220639 A1	11-27-2003	Chapelon et al.
	A3	US-6,322,558	11-27-2001	Taylor et al.
	A4	US-5,403,312	04-04-1995	Yates et al.
	A5	US-09/747,609		Hooven

FOREIGN PATENT DOCUMENTS					
		Foreign Patent Document			
Examiner Initials*	Cite No. <sup>1</sup>	Country Code <sup>3</sup> – Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	T <sup>6</sup>
	B1	WO 01/58373 A1	08-16-2001	Iotek, Inc.	

[illegible]Date  
Considered

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the Indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.




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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence during pendency of filed application)</i>		Application Number	10/602,372
		Filing Date	June 23, 2003
		First Named Inventor	Dany Berube
		Group Art Unit Number	3731
		Examiner Name	Amanda S. Adams
Total Number of Pages in This Submission	7*	Attorney Docket Number	23488-09191

ENCLOSURES (check all that apply)	
<input checked="" type="checkbox"/> Fee Transmittal Form (in duplicate) <input checked="" type="checkbox"/> Check Enclosed <input checked="" type="checkbox"/> Return Receipt Postcard <input type="checkbox"/> Response to Notice to File Missing Parts <input type="checkbox"/> Assignment & Recordation Cover Sheet <input type="checkbox"/> Declaration <input type="checkbox"/> Power of Attorney <input type="checkbox"/> Application Data Sheet <input checked="" type="checkbox"/> Supplemental Information Disclosure Statement & PTO/SB/08A <input checked="" type="checkbox"/> Copies of IDS Cited Non-Patent References <input type="checkbox"/> Request for Corrected Filing Receipt <input type="checkbox"/> Request for Correction of Recorded Assignment <input type="checkbox"/> Amendment/Response: [ ] Page(s) <input type="checkbox"/> After Final <input type="checkbox"/> Status Request <input type="checkbox"/> Revocation and Substitute Power of Attorney	<input type="checkbox"/> Issue Fee Transmittal <input type="checkbox"/> Letter to Chief Draftsperson <input type="checkbox"/> Formal Drawing(s): [ ] Sheet(s) of Figure(s) [ ] <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
REMARKS: *Page count does not include cited references.	


SIGNATURE OF ATTORNEY OR AGENT		
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Attorney/Reg. No.:	Albert C. Smith, Reg. No. 20,355	Dated: 8/2/06

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Typed or Printed Name:	Albert C. Smith	Dated: 8/2/06
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 <b>FEE TRANSMITTAL</b> <b>for FY 2006</b> Patent fees are subject to annual revision.		<b>Complete if Known</b>	
		Application Number	10/602,372
		Filing Date	June 23, 2003
		First Named Inventor	Dany Berube
		Examiner Name	Amanda S. Adams
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Art Unit	3731
<b>TOTAL AMOUNT OF PAYMENT</b>	<b>(\$)</b> 180	Attorney Docket No.	23488-09191

<b>METHOD OF PAYMENT</b> (check all that apply)				<b>FEE CALCULATION</b> (continued)																					
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<b>The Commissioner is authorized to:</b> (check all that apply) <input type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments <input checked="" type="checkbox"/> Charge all required fee(s) or any underpayment of fee(s) due under 37 CFR §1.16 or §1.17 during the pendency of this application <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.																									
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<b>2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE</b>  <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 15%;">Total Claims</td> <td style="width: 10%; border: 1px solid black; text-align: center;">20**=</td> <td style="width: 10%; border: 1px solid black; text-align: center;">X</td> <td style="width: 10%; border: 1px solid black;"></td> <td style="width: 10%; border: 1px solid black; text-align: center;">=</td> <td style="width: 10%; border: 1px solid black;"></td> </tr> <tr> <td>Independent Claims</td> <td style="border: 1px solid black; text-align: center;">3**=</td> <td style="border: 1px solid black; text-align: center;">X</td> <td style="border: 1px solid black;"></td> <td style="border: 1px solid black; text-align: center;">=</td> <td style="border: 1px solid black;"></td> </tr> <tr> <td>Multiple Dependent</td> <td></td> <td></td> <td style="border: 1px solid black;"></td> <td style="border: 1px solid black; text-align: center;">=</td> <td style="border: 1px solid black;"></td> </tr> </table>				Total Claims	20**=	X		=		Independent Claims	3**=	X		=		Multiple Dependent				=					
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<b>SUBTOTAL (3)</b> (\$ ) 180																									

\*\*or number previously paid, if greater; For Reissues, see above  
 \*Reduced by Basic Filing Fee Paid

<b>SUBMITTED BY</b>				<b>Complete (if applicable)</b>	
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Signature				Date	8/2/06